

**TOWN OF DAVIE
TOWN COUNCIL AGENDA REPORT**

TO: Mayor and Councilmembers

FROM/PHONE: Dennis Andresky, Parks and Recreation Director / 954-797-1150

PREPARED BY: Dennis Andresky, Parks and Recreation Director / 954-797-1150

SUBJECT: Resolution

AFFECTED DISTRICT: Townwide

ITEM REQUEST: **Schedule for Council Meeting**

TITLE OF AGENDA ITEM: AGREEMENT/FEE WAIVER - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA AUTHORIZING THE TOWN TO ENTER INTO A FIELD RENTAL AGREEMENT WITH THE DAVIE TACKLE FOOTBALL CLUB, INC. FOR USE OF FOUR ATHLETIC FIELDS AT DAVIE PINE ISLAND PARK TO CONDUCT A YOUTH TACKLE FOOTBALL AND CHEERLEADING PROGRAM AND TO AUTHORIZE A FEE WAIVER FOR SAID USE. (fee waiver - \$9,237)

REPORT IN BRIEF: The Davie Tackle Football Club, Inc. a non-profit organization, is requesting a fee waiver for use of four athletic fields at Davie Pine Island Park to conduct a Youth Tackle Football and Cheerleading Program as defined in Attachment "A." This is the second year that the club desires to provide this program. The club's first year program was very successful and well attended. The Town initially provided a 50% fee reduction in March of 2008 for the club's 2008 season. A full fee waiver was approved following the clubs follow-up request for a 100% fee waiver in October of 2008. Allowing the club to conduct the program reduces Department operating costs by approximately \$60,000 per year and enables staff to devote additional time to the youth flag football and cheerleading program and to provide a youth winter baseball program and girls fall softball program. The value of the fee waiver is \$9,237.

PREVIOUS ACTIONS: none

CONCURRENCES: :Parks & Recreation Advisory Board supports 100% Fee Waiver.

FISCAL IMPACT: Yes

Has request been budgeted? n/a

Additional Comments: Outsourcing of this program has resulted in a reduction in program costs of \$25,000 in operational expense items and \$35,000 reduction in personnel expense.

RECOMMENDATION(S): Motion to approve resolution

Attachment(s): Resolution, Attachment "A"

RESOLUTION _____

A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA AUTHORIZING THE TOWN OF DAVIE TO ENTER INTO A FIELD RENTAL AGREEMENT WITH THE DAVIE TACKLE FOOTBALL CLUB, INC. FOR USE OF FOUR ATHLETIC FIELDS AT DAVIE PINE ISLAND PARK TO CONDUCT A YOUTH TACKLE FOOTBALL AND CHEERLEADING PROGRAM AND TO AUTHORIZE A FEE WAIVER FOR SAID USE.

WHEREAS, the Town of Davie desires to provide a variety of youth sports programs for the enjoyment, health and wellbeing of the children of the community; and

WHEREAS, the Davie Tackle Football Club, Inc. a Florida Non Profit Corporation, conducted a successful, well attended Youth Tackle Football & Cheerleading program during 2008 utilizing Town facilities and desires to conduct said program again in 2009 for the benefit of the community; and

WHEREAS, the Davie Tackle Football Club, Inc. is requesting a waiver of fees for use of said athletic fields in order to be able to conduct the program; and

WHEREAS, The Town of Davie Parks & Recreation Advisory Board supports the requested 100% fee waiver,

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF DAVIE, FLORIDA.

SECTION 1. The Town Council of the Town of Davie does hereby grant a fee waiver for use of Town Athletic Fields for said program as detailed in Attachment "A".

SECTION 2. This resolution shall take effect immediately upon its passage and adoption.

PASSED AND ADOPTED THIS _____ DAY OF _____, 2009

MAYOR/COUNCILMEMBER

ATTEST:

TOWN CLERK

APPROVED THIS ____ DAY OF _____, 2009

ATTACHMENT "A"
Davie Tackle Football Club
2009 Field Rental Fee Reduction Request

Weekday Rental Fee:	3 fields x 3 days/wk x 2hr/day x 16 wks x \$16.66/hr	
	\$ 4,798	
	1 field x 2 days/wk x 2hr/day x 4 wks x \$16.66/hr	
	\$ 266	
Weekend Rental Fee:	1 field x 5 Saturdays x 10hr/day x \$16.66/hr	\$ 833
Field Lighting Fee:	3 fields x 3 days/wk x 1.5 hr/day x 16 wks x \$11/hr	
	\$ 2,376	
	1 field x 5 Saturdays x 1.5 hr x \$11/hr	\$ 82
	1 field x 2 days /wk x 1.5 hr/day x 4 wks x \$11/hr	
	\$ 132	
Field Lining Fee:	1 field x 5 Saturdays x \$150	\$ 750
	Total Fee:	\$ 9,237
	Reduction Requested:	
	\$ 9,237	

The Davie Tackle Football Club, Inc. (DTFC) will conduct the Youth Tackle Football and Cheerleading Program in its entirety on a breakeven basis as follows:

1. Have use of the stadium field and three practice fields at Davie Pine Island Park for the time period of approximately May 4 thru May 30, 2009 and July 7, 2009 thru October 31, 2009 as noted above and coordinated with staff. Projected participation is 300 children.
2. Provide the Town a Certificate of Liability Insurance of at least \$1,000,000 with the Town named as Additional Insured per Town Risk Management requirements.
3. Provide Town proof of having conducted a FDLE Sexual Predator and Criminal History Background Check for all coaches used in the program.
4. Provide Town a Hold Harmless/General Release form for each program participant which has been signed by the respective participant's parent or legal guardian.
5. Allowed once per month use of a meeting room at the Pine Island Park Multipurpose Center for club business meetings and use of POD #2 Storage Room for program operational purposes during rental period.
6. The DTFC is providing all program supplies, equipment, vehicles necessary for the program at their expense.

7. DTFC is responsible for payment of all American Youth Football League fees, costs and assessments.

8. As required for the 2008 season, Mr. Rick Rue will not serve in any board capacity for the organization.

9. The DTFC Inc. may hang sponsorship banners and signs per Town Code.

10. The Town Council reserves the right to terminate the agreement at any time at its sole discretion.



MAIL IN REGISTRATION:
Parks & Recreation Office
3801 S Pine Island Road
954-797-1145

WALK IN REGISTRATION:
Pine Island Fitness & Aquatics Center
3800 SW 92nd Avenue
954-327-3926



PARKS AND RECREATION DEPARTMENT REGISTRATION FORM

Participant Name: _____ Household ID # _____

Last Name		First Name		MI	
LESSEE INFORMATION					
Last Name: <u>CONN</u>		First Name: <u>Howard</u> (Davie Park/Football Club)			
Address: <u>5810 S. Univ. Dr. Suite 108</u>					
City: <u>Davie</u>		State: <u>FL</u>		Zip: <u>33328</u>	
Call Phone: <u>954-445-1854</u>		Home Phone: _____			
PERMIT INFORMATION					
Field Name: <u>Davie Pine Island Park Football fields</u>		Purpose of use: <u>Tackle Football/charleaving</u>			
Date(s) field is to be used: <u>per attached</u>		Times field is to be used: <u>per attached</u>			
Insurance Certificate Required (circle one) <u>Yes</u> No if answered yes please attach a copy to this form Is Lighting Required (circle one) Yes No if answered yes provide cost in revenue breakdown					
PERMIT TYPE		FEE		TOWN OF DAVIE USE ONLY	
Resident Adult Permit		\$60 per 2 hrs		Adult Permit	X \$ _____ = \$ _____
Resident Youth Permit		\$50 per 2 hrs		Youth Permit	X \$ _____ = \$ _____
Non-Resident Adult Permit		\$75 per 2 hrs		Davie League Permit	X \$ _____ = \$ _____
Non-Resident Youth Permit		\$65 per 2 hrs		Field Lighting Fee	X \$ _____ = \$ _____
Davie League Permit		\$25 per 1.5 hrs		Lining Fees	X \$ _____ = \$ _____
Field Lighting Fee		\$10 / 1 hr		Tournament Fees	X \$ _____ = \$ _____
Baseball Lining		\$50 per field		TOTAL REVENUE COLLECTED	\$ _____
Soccer/Flag Football Lining		\$150 per field		Payment Method: _____	
In Line Hockey Risk Permit		\$75 per rink		Received by (Please Print): _____	
Tournament Fee (Charity/Non profit)		\$175 per field/per day		Proof of Residency: _____	
GENERAL RELEASE			PLEASE NOTE THE FOLLOWING POLICIES		
<p>THIS AGREEMENT WAIVES LEGAL RIGHTS, PLEASE CONSULT AN ATTORNEY IF YOU HAVE ANY QUESTIONS. THE UNDERSIGNED PARTICIPANT AND/OR HIS GUARDIAN, IN CONSIDERATION FOR THE TOWN OF DAVIE THROUGH ITS RECREATION DIVISION PROVIDING FACILITIES, INSTRUCTION AND SUPERVISION WHILE ATTENDING ANY EVENT, SCHEDULED OR PLANNED BY THE TOWN OF DAVIE DOES HEREBY:</p> <ol style="list-style-type: none">1) Assume all risk of possible damage or injury involved through participation in any activity planned by the Town or coordinated by the Town with any other person or entity.2) Request permission to participate in the activity without the full knowledge that said activity could result in permanent damage or injury to me.3) Agree to release, indemnify and hold harmless the Town of Davie and/or its departments or agents, officers, officials and employees from liability resulting from my participation in said activity including the Town of Davie's negligence.4) Specifically agree and acknowledge that any photos, images or videos of my child taken during said activity shall be the sole property of the Town of Davie and as such, the Town shall utilize any and all photos, images or videos taken of my child for any purposes deemed appropriate by the Town of Davie including but not limited to, brochures, documents, leaflets, posters, Town Website, Davie TV and any and all approved Town media. No other person or entity shall have the right to utilize said photos or images for private and/or public uses without the expressed consent of the Town.			Permit Request must be submitted 7 days prior to the date of use.		
			All fees subject to change without notice.		
			All refunds are subject to a \$10 Administrative Fee.		
			The Davie Parks and Recreation Department reserves the right to discontinue or suspend any person from our programs or facilities for behavior that is detrimental to the programs and facilities. This includes, but is not limited to, conduct that constitutes safety hazards, physical abuse, mental abuse and failure to comply with Town rules and regulations.		
Smoking is limited to parking areas when in Town parks conducting sports programs/events. Thank you for your cooperation. (Town Ordinance #2003-13)			TOTAL REVENUE COLLECTED \$ _____		
Lessee Name (Print): _____			Date: _____		
Lessee Signature: _____			Directors Approval: <u>5/1/09</u>		

* Fee to Be Negotiated/Calculated

ACORD CERTIFICATE OF LIABILITY INSURANCE 8/13/08					
PRODUCER Aon Association Services a division of Affinity Insurance Services Inc. 1120 20 th Street, NW, Suite 600 Washington, DC 20036 800-432-7465			THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW		
INSURED National Recreation & Park Association American Youth Football League- Davie Tackle Football Club			COMPANIES AFFORDING		
			COMPANY A Lexington Insurance Company		
			COMPANY B AIG Life Insurance Company		
			COMPANY C		
			COMPANY D		
COVERAGES: THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY INDICATED, NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.					
CO LTR	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS
A	GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR OWNER'S & CONTRACTOR'S PROT	4194565-02	7/1/2008	7/1/2009	GENERAL AGGREGATE \$ 4,000,000 Per Team
					PRODUCTS - COM/PO/AGG \$ 2,000,000
					PERSONAL & ADV INJURY \$ 2,000,000
					EACH OCCURRENCE \$ 2,000,000
					FIRE DAMAGE (Any one fire) \$ 300,000
					MED EXP (Any one person) \$ 5,000
AUTOMOBILE LIABILITY					COMBINED SINGLE LIMIT \$
ANY AUTO					BODILY INJURY (Per person) \$
ALL OWNED AUTOS					BODILY INJURY (Per accident) \$
SCHEDULED AUTOS					PROPERTY DAMAGE \$
HIRED AUTOS					
NON-OWNED AUTOS					
GARAGE LIABILITY					AUTO ONLY - EA ACCIDENT \$
ANY AUTO					OTHER THAN AUTO ONLY: \$
					EACH ACCIDENT \$
					AGGREGATE \$
					EACH OCCURRENCE \$
					AGGREGATE \$
EXCESS LIABILITY					WC STATUS: <input type="checkbox"/> TORY LIMITS <input type="checkbox"/> OTH-ER
UMBRELLA FORM					EL EACH ACCIDENT \$
OTHER THAN UMBRELLA FORM					EL DISEASE - POLICY LIMIT \$
					EL DISEASE - EA EMPLOYEE \$
WORKERS COMPENSATION AND EMPLOYERS' LIABILITY					
THE PROPRIETOR/PARTNERS/EXECUTIVE OFFICERS ARE: <input type="checkbox"/> INCL <input type="checkbox"/> EXCL					
A Participant Legal Liability Limit	4194565-02	7/1/2008	7/1/2009		\$2,000,000
B Excess Accident Medical/Dental	SRG8069298	7/1/2008	7/1/2009		\$250,000
DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES/SPECIAL The Certificate Holder is added as an Additional Insured with respect to the sole negligence of the named insured with regard to the sanctioned activities of the insured during the authorized period of use of the recreational facility					
CERTIFICATE HOLDER Town of Davie			CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING COMPANY WILL ENDEAVOR TO MAIL <u>30</u> DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO MAIL SUCH NOTICE SHALL IMPOSE NO OBLIGATION OR LIABILITY AUTHORIZED REPRESENTATIVE Amy L. Doherty		
ACORD 25-S (1/95) ©ACORD CORPORATION 1998					

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Events	No Name History				<input type="text" value="Search"/>
Detail by Entity Name					
<u>Florida Non Profit Corporation</u>					
DAVIE TACKLE FOOTBALL CLUB, INC.					
<u>Filing Information</u>					
Document Number	N08000002442				
FEI/EIN Number	NONE				
Date Filed	03/11/2008				
State	FL				
Status	ACTIVE				
Effective Date	03/10/2008				
Last Event	AMENDMENT				
Event Date Filed	03/28/2008				
Event Effective Date	NONE				
<u>Principal Address</u>					
7901 SW 36 STREET SUITE 206 DAVIE FL 33328					
<u>Mailing Address</u>					
7901 SW 36 STREET SUITE 206 DAVIE FL 33328					
<u>Registered Agent Name & Address</u>					
CHIMPOULIS, JAY P 7901 SW 36 STREET SUITE 206 DAVIE FL 33328 US					
<u>Officer/Director Detail</u>					
<u>Name & Address</u>					
Title P					
COHN, HOWARD A 3057 SW 141 AVE MIRAMAR FL 33027					

Title VP

CHIMPOULIS, JAY P
4430 SW 107 WAY
DAVIE FL 33328

Title S

RUE, LISA H
731 SHILOH TERRACE
DAVIE FL 33325

Title T

COHN, HOWARD A
3057 SW 141 AVENUE
MIRAMAR FL 33027

Annual Reports**No Annual Reports Filed****Document Images**

03/28/2008 -- Amendment

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03/11/2008 -- Domestic Non-Profit

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